



PATENT  
Attorney Docket **044921-5004**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **PRASHAR, Yatindra et al.** )  
Application No.: **09/674,607** ) Group Art Unit: **1634**  
Filed: **November 14, 2001** ) Examiner: **Carla J. Myers**  
For: **A Process to Study Change in Gene** )  
**Expression in T Lymphocytes** )

**NOTICE OF APPEAL TO BOARD OF PATENT APPEALS & INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated March 21, 2005 of the Examiner's final rejecting of claims 21, 34, and 37-46, the period for response to which has been extended three months by the accompanying petition for extension of time fee.

**Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. § 1.136(a)(3).

Dated: **September 21, 2005**  
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